

**IN THE UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF ARKANSAS  
WESTERN DIVISION**

**CRAIG PLANT  
ADC #147784**

**PLAINTIFF**

**v.**

**No. 4:13-cv-234-DPM-BD**

**RAY BROOKS, Maintenance Supervisor;  
G. HARMON, Warden; T. HURST, Assistant Warden;  
WENDY KELLY, Deputy Director; V. MULLINS, HSA;  
G. BURTON, Major; MOSBY, Nurse; and  
GREEN, D.O.N.**

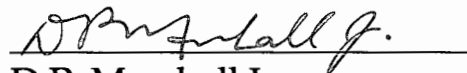
**DEFENDANTS**

**ORDER**

The Court has considered Magistrate Judge Beth Deere's partial recommended disposition, *No. 39*, and Story's objections, *No. 43*. After reviewing *de novo*, the Court adopts Judge Deere's recommended disposition. FED. R. CIV. P. 72(b)(3). Motion to dismiss, *No. 19*, granted in part and denied in part. Motion to dismiss, *No. 22*, granted in part and denied in part. Motion to dismiss, *No. 32*, denied. Plant's claims against Green and Brooks are dismissed without prejudice. His claims against Mullins, Mosby, Kelley, Harmon, and Hurst are still pending. Burton has recently filed a motion to dismiss, *No. 37*. The Court will await a recommendation from Judge Deere on

that motion.

So Ordered.

  
D.P. Marshall Jr.  
United States District Judge

13 December 2013